

Registered with the Registrar
of Newspapers for India under
No. M. 8270



Registered No.
TN/PMG(CCR)/42/09-11
WPP No. 88(556)
Dated : 13-9-2011
Price : ₹ 5-00

புதுச்சேரி மாநில அரசிதழ்

La Gazette de L'État de Poudouchéry

The Gazette of Puducherry

PART - II

சிறப்பு வெளியீடு	EXTRAORDINAIRE	EXTRAORDINARY
அதிகாரம் பெற்ற வெளியீடு	Publiée par Autorité	Published by Authority
விலை : ₹ 5-00	Prix : ₹ 5-00	Price : ₹ 5-00

எண்	புதுச்சேரி	செவ்வாய்க்கிழமை 2011	செப்டம்பர் 13
No. } 19	Poudouchéry	Mardi	13
No. }	Puducherry	Tuesday	13th
			September 2011
			(22 Bhadra 1933)

GOVERNMENT OF PUDUCHERRY

DEPARTMENT OF RURAL DEVELOPMENT
CHIEF SECRETARIAT (FISHERIES)

(G.O. Ms. No. 31/Fy., dated 6th September 2011)

NOTIFICATION

Approval of the Lieutenant-Governor, Puducherry is hereby accorded for (a) Immediate death relief assistance @ ₹ 1.00 lakh for the family (legal heir) of the deceased fishermen and (b) Immediate relief assistance @ ₹ 1.00 lakh for the family (legal heir) of the missing fishermen under the scheme "Welfare and Relief for Fishermen during Lean Season and Natural Calamities" in the Union territory of Puducherry as appended to this notification.

ANNEXURE

Component: (a) Immediate death relief assistance of ₹ 1.00 lakh for the family (legal heir) of the deceased fishermen and (b) Immediate relief assistance of ₹ 1.00 lakh for the family (legal heir) of the missing fishermen belonging to fishermen community under the scheme “Welfare and Relief for Fishermen during Lean Season and Natural Calamities” in all the four regions of the Union territory of Puducherry.

1. *Short title, extent and commencement.*— (i) This scheme is called the “Scheme for Immediate Death Relief Assistance of ₹ 1.00 lakh for the Families (Legal heirs) of the Deceased Fishermen and Immediate Relief Assistance of ₹ 1.00 lakh for the Families (Legal heirs) of the Missing Fishermen”.

(ii) It shall be extended to the whole of the Union territory of Puducherry.

(iii) It shall come into force on and from the date of its publication in the official gazette.

2. *Definition.*— “Fishermen” means any person involved in fishing operation and allied fishing activities in the Union territory of Puducherry.

“The family (legal heir)” means the next of the kin and kith in general terms mean a blood relation who is a legal heir. The eligible category will include husband/wife; children/step children, parents/widow daughter/sister, legal guardian of the minor; married daughters/widow daughter in law/widowed brothers. The basic principle would be that the first claimant would be the immediate family dependent on the deceased/missing fishermen.

“Missing fishermen” means fishermen who are reported by police and family members to be missing while fishing in sea or any other water bodies and treating them as deceased.

“Deceased fishermen” means fishermen/fisherwomen who is reported by Police and family members to have lost his/her life while fishing in sea or any other water bodies.

3. *Objectives.*— Immediate relief assistance of ₹ 1.00 lakh for the family (legal heir) of the deceased/missing fishermen will be extended through the Department of Fisheries and Fishermen Welfare to fishermen families to compensate the loss due to sudden demise/missing of the breadwinner and to support financially to run their family.

4. *Scope.*— Under this scheme, relief assistance in the form of cash as indicated below will be extended to the fishermen family, which has been deprived of its income due to the sudden loss/missing of the breadwinner of the family:-

- ₹ 1.00 lakh as immediate death relief assistance for the family (legal heir) of the deceased fisherman.
- ₹ 1.00 lakh in two instalments of ₹ 0.50 lakh each as immediate relief assistance for the the family (legal heir) of the missing fisherman.

5. *Eligibility criteria.*—

Scheme component:

(a) Immediate death relief assistance of ₹ 1.00 lakh for the family (legal heir) of the deceased fishermen.

(i) *Eligibility.*—

(a) Deceased fishermen shall be resident of the Union territory of Puducherry and he /she must have lost his/her life while fishing.

(b) Deceased fishermen shall be within the age group of 18-60 years and a person who is not a beneficiary of the old age pension scheme.

(c) Deceased fishermen should have enrolled as member in Fishermen/Fisherwomen Co-operative Society.

(d) 'No Claim' certificate in respect of financial assistance extended by Revenue Department should be obtained from Department of Revenue and Disaster Management for consideration.

(e) The family (legal heir) of the deceased fishermen should apply to the department along with photograph of the family (legal heir) of the deceased and also enclose the above documents:

(ii) ***Pattern of assistance.***—

Cash assistance of ₹ 1.00 lakh to the family (legal heir) of deceased fishermen within 15 days to 3 months of time from the date of receipt of application as in Annexure-I and II from the affected family.

(b) Immediate relief assistance of ₹ 1.00 lakh for the family (legal heir) of the missing fishermen.

(i) ***Eligibility.***—

(a) Missing fishermen shall be resident of the Union territory of Puducherry and he/she must have been lost in the sea.

(b) Missing fishermen shall be within the age group of 18-60 years and a person who is not a beneficiary of the old age pension scheme.

(c) Missing fishermen should have enrolled themselves as member in Fishermen/Fisherwomen Co-operative Society.

(d) 'No Claim' certificate in respect of financial assistance extended by Revenue Department should be obtained from Department of Revenue and Disaster Management for consideration.

(e) Affected family should apply to the department alongwith photograph of the family(legal heir) of the missing fisherman for consideration and enclosing the following documents:

(i) FIR and non-traceable certificate from respective Station House Officer of Police Department.

(ii) Certificate from the President/Administrator of Fishermen/Fisherwomen Co-operative Society.

(iii) Copy of electoral identity card and copy of the ration card (or) house tax receipt as proof for residence.

(iv) Statement of next kin of missing person, statement of Panchayathars, statement of persons who have lastly seen the missing person *etc.*, should be enclosed.

(v) Affidavit in ₹ 5 stamp paper affirming the claimants of death relief assistance as the family(legal heir) of the missing fishermen duly sworn in before a Notary Public.

(vi) Advertisement/Newspaper report of the missing person in gazette in Tamil/local newspaper, Municipality/ Commune Panchayat Office, Ration shop and Police Station in the vernacular language.

(ii) **Committee.**—

A committee comprising the following officials to ascertain the genuineness of missing fisherman, finalise and extend relief to the legal heir of the missing fisherman.

(a) Director of Fisheries

(b) Deputy Director of Fisheries (Welfare)

(c) Deputy Director of Fisheries (Mechanisation)

(d) Deputy Tahsildar/Village Administrative Officer, Taluk Office of concerned firka

(e) Station House Officer, Police Department of concerned jurisdiction.

(f) 2 fishermen like elected local representative of respective village.

(iii) **Pattern of assistance.**—

(a) Cash assistance @ ₹ 1.00 lakh will be extended in two phases after scrutiny of application and approval of the Government. Initially, a cash assistance of 50% *i.e.* ₹ 0.50 lakh will be extended within 3 months from the date of receipt of

application in Annexure-I from the family (legal heir) of missing fishermen regarding the incident with authenticated documents. The family (legal heir) of the missing fisherman should approach this department for the release of balance 50% of relief which will be deposited in the bank in a joint account in the name of kin (legal heir) and the competent authority concerned. This deposited relief assistance of ₹ 0.50 lakh shall be released after 9 months of period from the date of release of 1st part of lump sum for the family (legal heir) of the missing fishermen. In case of return of the missing fishermen, the amount extended as compensation either ₹ 0.50 lakh or ₹ 1.00 lakh as the case may be, will be recovered by invoking insurance bond.

(b) The *ex gratia* amount will be released to the next of kin of the missing person, subject to the condition that they should execute an indemnity bond to the value of ₹ 1.00 lakh. In addition to that, a certificate will be obtained as follows:

UNDERTAKING

I, S/o./D/o./W/o.
the next of kin of.....do hereby agree
and undertake to repay the amount received from Government of Puducherry as *ex gratia* alongwith another equal amount in the event of my relative said to be now missing is traced out later on and on finding that I have received the said amount fraudulently. I also agree to the condition that penal action may be taken against me under the relevant provision of the Indian Penal Code for making fraudulent claim.

Signature of the next of kin.

(c) If no further information is received about the missing person, the balance amount will be released in favour of the next of kin (legal heir), after the prescribed period of 9 months from the date of release of 1st part of lump sum.

(d) Also indemnity bond for ₹ 1.00 lakh will be executed between Director of Fisheries and Fishermen Welfare and the next of kin of missing fishermen. The affected fishermen family should apply in the application as in Annexures-I and II.

6. *Targetted group.*— Fishermen fulfilling the eligibility criteria.

7. *Mode of distribution.*— Affected fishermen families (legal heir) should directly approach the Department of Fisheries and Fishermen Welfare/Sub-offices of outlying regions in all the four regions and apply along with relevant documents for relief assistance for consideration. The affected family (legal heir) should apply immediately within 30 days from the date of event for consideration in case of death of the fishermen and also within 30 days of period from the date of missing of fishermen with authenticated documents. Necessary expenditure sanction of Government will be obtained and relief assistance extended within short period of time.

8. *Delegation authority.*— The Director of Fisheries and Fishermen Welfare will release the amount as per the recommendation of standing committee.

9. *Interpretation and clarification.*— If any doubt arises with regard to interpretation of any of the provisions of this scheme and implementations thereof, the matter shall be referred to the Director of Fisheries and Fishermen Welfare, Puducherry whose decision thereon shall be final.

(2) This issues with the concurrence of the Finance Department, Puducherry *vide* their U.O. No. 12274/10/F4, dated 13-10-2010.

(By order of the Lieutenant-Governor)

M. P. VALSARAJ,

Under Secretary to Government (Fisheries).

ANNEXURE – I

**APPLICATION FOR IMMEDIATE RELIEF ASSISTANCE @ ₹ 1.00 LAKH
FOR THE LEGAL HEIR OF THE DECEASED FISHERMEN /
MISSING FISHERMEN UNDER THE SCHEME WELFARE
AND RELIEF FOR FISHERMEN DURING LEAN SEASON
AND NATURAL CALAMITIES**

1. Name and address of the :
deceased/missing fishermen.
2. Caste and Membership :
No. of FMCS/FWMCS.
3. Date of accident :
4. Date of death/missing :
5. Place of death/missing :
6. Age at death/missing (death/ :
proof for missing issued by
competent authority to be
enclosed).
7. Cause of death/missing :
(Attested F.I.R. copy to be
enclosed in case of missing
fishermen and *post-mortem*
report/F.I.R. copy to be
enclosed for death case).
8. Proof to be enclosed— :
- (i) Electoral Identity Card :
(Attested copy).
- (ii) Ration Card (Attested copy) :
- (iii) Certificate from the :
President/Administrator of
FCS/FWCS.
- (iv) Panchayathar's letter of :
village concerned.
- (v) Any other proof for missing :
fishermen (electricity bill/
water bill/patta or chitta
copy/school/college
certificate/passport/driving
licence etc.).
and death certificate in case
of deceased fishermen.

photograph of deceased/ missing fishermen
--

- (vi) Advertisement of the :
missing person in Gazette
in Tamil/local newspaper,
Municipality/Commune
Panchayat Office, Ration
Shop and Police Station
in the vernacular language.
- (vii) Non - traceable certificate :
from the concerned
Superintendent of Police
in case of missing fishermen.
- (viii) Indemnity bond for a value
of ₹ 1.00 lakh in case of
missing fishermen should be
enclosed by the next of kin.
9. Name, relationship and :
address of the legal heir.
(Affidavit in ₹ 5 stamp paper
affixing as the legal heir duly
signed in before a Notary
Public).

Photograph of the
legal heir of
deceased/
missing
fishermen

DECLARATION

I, S/o. hereby
solemnly assure that the above information furnished by me is true
and correct, if any information of the above is found incorrect/
misappropriation, I may be presented under the rules in force.

*Signature of the legal heir of the
deceased/missing fishermen.*

Witnesses (Name with address) :

- (i)
(ii)

Place:
Date :

Signature of the Enquiry Officer.

ANNEXURE – II

(to be filled up by legal heir for claim of immediate relief for the missing fishermen)

UNDERTAKING

I, S/o./D/o./W/o. the next of kin of do hereby agree and undertake to repay the amount received from Government of Puducherry as *ex gratia* alongwith another equal amount in the event of my relative said to be now missing is traced out later on and on founding that I have received the said amount fraudulently. I also agree to the condition that penal action may be taken against me under the relevant provision of the Indian Penal Code for making fraudulent claim.

Signature of the next of kin.

(Should be typed in stamped paper)

(Model Copy)

INDEMNITY BOND

(from the legal heir of the missing person)

This bond is executed on the day of 20.....at by S/o. D/o.W/o. missingresident of (hereinafter called the Indemnifier) in favour of Director of Fisheries and Fishermen Welfare, Botanical Garden Premises, Puducherry (hereinafter called the department) under the terms and conditions hereinafter mentioned.

Whereas the department has provided an amount of ₹(Rupeesonly) to the legal heir towards compensation issued in favour of legal heir by the aforesaid department being the relief amount for the missing fishermenS/o. of (Village).

Now in consideration of the department having made the payment of ₹ (Rupeesonly) to the legal heir , the legal heir agrees to indemnify and produce insurance bond for ₹ (which is the claimed amount from this department) with a validity for 12 months obtained from nationalised insurance company.

In case the missing person is later reported to be alive/returns home, the legal heir undertakes to indemnify the department for relief amount paid. Further, the department reserves the right to recover the insured amount from the insurance company by invoking the insurance bond obtained and enclosed by the indemnifier herein in order to avert loss to this administration.

Details of the insured amount are as follows:-

Policy No. :

Date:

Insured amount:

Signature of the indemnifier

Signature and address of witnesses :

(1)

(2)
